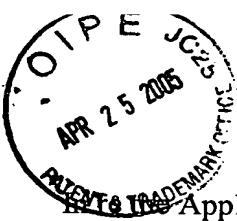


PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Yoshiaki KOHAMA

Group Art Unit: 2881

Application No.: 10/695,756

Examiner: D. Vanore

Filed: October 30, 2003

Docket No.: 107322.02

For: ELECTRON BEAM APPARATUS, AND INSPECTION INSTRUMENT AND
INSPECTION PROCESS THEREOF

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, Nikon Corporation, represents that it is the owner of a 100% interest in the above-identified patent application by virtue of an Assignment filed December 28, 2000 and recorded at Reel 011385, Frame 0423-424. The undersigned also certifies that he is empowered to execute this Terminal Disclaimer on behalf of the assignee.

Your Petitioner hereby disclaims the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration of the full statutory term as presently shortened by any Terminal Disclaimer, of U.S. Patent No. 6,677,587 issued January 13, 2004 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said U.S. Patent shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration of the full statutory term as presently shortened by any Terminal Disclaimer of said U.S. Patent in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any Terminal Disclaimer.

Check No. 166026 in the amount of \$130.00 (large entity) or \$65.00 (small entity) is attached in accordance with 35 U.S.C. §41(a)(5). The U.S. Patent and Trademark Office is authorized to debit Deposit Account No. 15-0461 in the amount necessary to effect filing of this Terminal Disclaimer.

DATE: April 25, 2005

SIGNED:

04/26/2005 HALI11 00000147 10695756

01 FC:1814

130.00 OP

TYPED NAME:

Mario A. Costantino

TITLE OR REGISTRATION NO.
OF ATTORNEY OF RECORD:

33,565